

REMARKS

This is intended as a full and complete response to the Office Action dated February 4, 2005, having a shortened statutory period for response extended one month set to expire on June 4, 2005. Claims 31-35 are currently pending in the application. Please reconsider the claims pending in the application for reasons discussed below.

Claim Rejections Under 35 U.S.C. § 102(b)

The Examiner rejected claims 31, 33, and 34 under 35 U.S.C. § 102(b) as being anticipated by *Wainwright* (U.S. Patent No. 4,682,156). Applicant has cancelled claims 31, 33, and 34, thereby obviating the rejection.

Claim Rejections Under 35 U.S.C. § 103(a)

The Examiner rejected claims 32 and 35 as being unpatentable over *Wainwright* in view of *Hopenfeld* (U.S. Patent No. 5,200,615). Applicant has cancelled claims 32 and 35, thereby obviating the rejection.

New Claims

Claims 36-46 were added to capture aspects of the present invention. Applicant believes the references cited by the Examiner, alone or in combination, do not teach, show, or suggest a device for detecting the presence of a chemical leakage, the device comprising an indicator element which is held in a first position by means of a failure element which is held in tension, the failure element being made of a material which fails in the presence of the chemical leakage, thereby releasing the indicator element from its first position and allowing it to move into a second position in order to provide an indication of the presence of the leakage, wherein the failure element comprises a number of different materials arranged in series and/or in parallel. For this reason, Applicant believes new claims 36-46 are in condition for allowance, and respectfully requests allowance of the same.

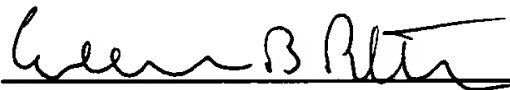
Conclusion

In conclusion, the references cited by the Examiner, alone or in combination, do not teach, show, or suggest the invention as claimed.

The secondary references made of record are noted. However, it is believed that the secondary references are no more pertinent to the Applicant's disclosure than the primary references cited in the office action. Therefore, Applicant believes that a detailed discussion of the secondary references is not necessary for a full and complete response to this office action.

Having addressed all issues set out in the office action, Applicant respectfully submits that the claims are in condition for allowance and respectfully request that the claims be allowed.

Respectfully submitted,



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